

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

I N D E X

<u>Witnesses:</u>	<u>Direct</u>	<u>Cross</u>	<u>Re-</u> <u>direct</u>	<u>Re-</u> <u>cross</u>	<u>By</u> <u>Examiner</u>
None .					

E X H I B I T S

<u>Number</u>	<u>For Identification</u>	<u>In Evidence</u>
None so marked.		

1 JUDGE SAINSOT: By the authority vested in me
2 by the Illinois Commerce Commission, I now call
3 Docket No. 06-0808. It is Illinois Commerce
4 Commission on its own motion versus XO Communications
5 Services, Inc., and it is a citation for failure to
6 maintain corporate status.

7 Will the parties identify themselves
8 for the record, please.

9 MR. RUBINKOWSKI: Conrad S. Rubinkowski,
10 R-u-b-i-n-k-o-w-s-k-i, 527 East Capitol Avenue,
11 Springfield, Illinois 62701, representing Staff of
12 the Illinois Commerce Commission.

13 MR. ROWLAND: On behalf of XO Communications
14 Services, Inc., Thomas Rowland of the law firm
15 Rowland & Moore, 200 West Superior Street, Suite 400,
16 Chicago, Illinois 60610.

17 JUDGE SAINSOT: Okay. For the record, XO has
18 filed a motion to dismiss this proceeding and the --
19 attached to the motion -- verified motion and
20 attached to this motion is the foreign corporation
21 annual report of XO.

22 Mr. Rubinkowski, is there any

1 objection to granting that motion?

2 MR. RUBINKOWSKI: No. Staff has no objection
3 and while it's not -- I guess it's not evidence, a
4 check of the Secretary of State's corporation Web
5 site does indicate that the respondent has been
6 reinstated and is currently in good standing. So
7 Staff has no objection to the motion to dismiss.

8 JUDGE SAINSOT: Okay. That being the case, I
9 will issue a recommended order granting the motion to
10 dismiss.

11 MR. ROWLAND: Thank you very much.

12 (Heard and taken.)

13

14

15

16

17

18

19

20

21

22